

EXHIBIT 167

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

DONNA CURLING, ET AL.,)
)
Plaintiffs,)
) Civil Action
vs.)
) No. 1:17-CV-2989-AT
BRAD RAFFENSPERGER, ET AL.,)
)
Defendants.)

VIRTUAL VIDEOTAPED 30(b)(6) DEPOSITION OF
FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS
THROUGH
DOMINIC OLOMO
Friday, January 21, 2022
10:29 a.m.

Robin K. Ferrill, CCR-B-1936, RPR

1 Q. Is this consistent with the way Fulton
2 would approach a problem that it was informed of
3 about a ballot-marking device?

4 MR. LOWMAN: Object to form of the
5 question. You can answer.

6 A. I'm -- it appears -- I don't know -- like I
7 don't -- can you break it down? Like the question,
8 it's -- I don't understand.

9 Q. (By Mr. Sparks) I'll try, sure. If Fulton
10 County Board of Registration and Elections and,
11 Mr. Olomo, for purposes of saving the court reporter,
12 I'm going to refer to the Fulton County BRE as Fulton
13 County from time to time. Do you mind if I do that?

14 A. Correct. Yes, that's fine.

15 Q. Okay. Thank you. So Fulton County learns
16 of a problem with the ballot-marking device such as
17 the one described in this e-mail. What would it do
18 next?

19 A. No, that wouldn't be my question to answer.
20 I don't -- I'm not -- I'm not in the position to know
21 what to do.

22 Q. Could a problem like the one described in
23 this e-mail be construed as evidence of a cyber
24 attack vulnerability?

25 MR. LOWMAN: Object to the form of the

1 question. You can answer.

2 A. Are you expecting me to talk? I'm sorry.
3 I don't know because I'm not --

4 Q. (By Mr. Sparks) Yes, the question is to
5 you.

6 A. Oh, oh, sorry. Sorry. Okay, yeah. I
7 would -- again, I don't -- I don't know. That would
8 be -- that would be the SOS, for them to determine
9 what's going on with this, yes.

10 Q. So Fulton County would relay news of this
11 incident to the Secretary of State's Office?

12 A. Yes, yeah, I don't know what -- I don't
13 know what the -- how do I put it like, what the
14 guideline is or what the procedure should be. I
15 would -- I don't know. I don't know that will -- who
16 to refer that to.

17 Q. So you don't know if there's a policy or
18 procedure regarding a potential threat or
19 vulnerability to securing any component of the
20 election system, such as BMD at issue in this e-mail?

21 MR. LOWMAN: Object to the form. You can
22 answer.

23 A. I don't -- I don't know.

24 Q. (By Mr. Sparks) So are there policies and
25 practices regarding securing components of Georgia's

1 Georgia's current Election System, including
2 Electronic Pollbooks. Did I hear you correctly that
3 you mentioned poll pads and KNOWiNK earlier?

4 A. Yes.

5 Q. What do you know about poll pads and/or
6 KNOWiNK with regard to subtopic c?

7 A. Poll pads are part of Georgia's system,
8 election system and that they use to check in
9 registered voters on election. And KNOWiNK, I know
10 KNOWiNK is a vendor that supports poll pads and
11 that's about it.

12 Q. So the poll pads are connected to WiFi,
13 internet at some point?

14 A. Yes, during bulk updates, during L&A.

15 Q. During bulk updates and during L&A. Is
16 that right?

17 A. Yes.

18 Q. Any other time?

19 A. No.

20 Q. Are you able to testify about wireless
21 connections involving any other components of
22 Georgia's current election system?

23 A. No.

24 Q. So you can't tell me whether Dominion ICX
25 ballot-marking devices are connected to the internet?

1 A. No.

2 Q. And you can't tell me about whether the ICX
3 obstacle scanners that we discussed earlier are
4 connected to the -- to wireless internet?

5 A. No.

6 MR. SPARKS: I show you one more document,
7 Mr. Olomo.

8 (Exhibit 3, E-mail to Harvey from
9 Spell-Fowler, 10/27/2020, Bates Stamped
10 State-Defendants-00096447 - 96448, marked for
11 identification.)

12 MR. SPARKS: One moment.

13 Q. (By Mr. Sparks) Okay. If you want to check
14 your marked exhibits folder, I have placed an exhibit
15 there marked as Exhibit 3. If you would take a
16 moment to review it, please.

17 Please tell me when you have reviewed the
18 document, Mr. Olomo.

19 A. Will do. I'm done.

20 Q. My question concerns item Number 1 in this
21 e-mail you see here. I'll try to highlight it. I'm
22 not sure if I can. In any event, item 1 describes a
23 complaint that apparently was received by someone at
24 the Federal Bureau of Investigation regarding an
25 incident on October 23rd, 2020. Quote, One of the

1 poll workers.

2 Q. Okay. So concerning wireless connections
3 to components of Georgia's current election system,
4 are you aware of any vulnerabilities related to the
5 use of ballot-marking devices that are created by
6 lower security wireless connections?

7 A. No, not to my knowledge.

8 Q. Do you know who Angelos Keromytis is?

9 A. Who?

10 Q. Angelos Keromytis.

11 A. No.

12 Q. Mr. Olomo, I think I know the answer to
13 this question but I want to ask. Have you read any
14 of the expert reports filed in this case?

15 A. I believe not. No.

16 Q. Are you aware of any of them from any other
17 source like a periodical or newspaper or website,
18 anything like that?

19 A. No.

20 Q. So if there were vulnerabilities with
21 components of Georgia's current election system with
22 regards to this topic 15, are you able to tell me
23 anything about those assertions?

24 A. I'm sorry. I don't understand your
25 question.

1 know, I'm reading the SOP back in my head to make
2 sure that I'm not missing something here, but we
3 receive the SOP, but, you know, I'll say, yeah, I'm
4 trained, yes, I'll say yes.

5 Q. What are the SOP?

6 A. Standard operating procedures.

7 Q. Okay. Tell me more about that. What are
8 the standard operating procedures for? Fulton County
9 topic 15?

10 A. No, it's just -- it's generally for the
11 State of Georgia on how L&A is done. Yes, it's not
12 for Fulton -- just for Fulton County.

13 Q. I see. So you are referring to standard
14 operating procedures regarding cybersecurity that
15 come from the Secretary of State's Office. Is that
16 right?

17 A. No. No, not cybersecurity procedures. I'm
18 talking about L&A and that's logic and accuracy and
19 yes. I'm not talking about cybersecurity, no.

20 Q. Okay. Do L&A procedures not include any
21 sort of security component?

22 A. No, it's just -- yes.

23 Q. Are there policies concerning cybersecurity
24 concerning protection against cyber attack
25 vulnerabilities that come from the Secretary of

1 State's Office?

2 A. No.

3 Q. Does Fulton County have its own such
4 policies?

5 A. No.

6 Q. So has Fulton County assessed or otherwise
7 examined Georgia's current election system for
8 cybersecurity vulnerabilities?

9 A. No, not to my knowledge. No.

10 Q. And forgive me if I'm repeating myself, but
11 does Fulton County have the authority to examine
12 Georgia's current election system for cybersecurity
13 vulnerabilities?

14 A. I -- yeah, I think my director could answer
15 that. That's not in my purview. Position to -- my
16 place to answer the question, no.

17 Q. Has Fulton County taken any measures to
18 eliminate or remediate cybersecurity vulnerabilities
19 in Georgia's election system?

20 A. Not to my knowledge.

21 MR. SPARKS: Can we go off the record for a
22 moment?

23 THE VIDEOGRAPHER: The time is 11:19 a.m.

24 We are off the record.

25 (WHEREUPON, a recess was taken.)

C E R T I F I C A T E

STATE OF GEORGIA)

) ss.:

FULTON COUNTY)

I, Robin Ferrill, Certified Court Reporter
within the State of Georgia, do hereby certify:

That Dominic Olomo, the witness whose
deposition is hereinbefore set forth, was duly sworn
by me and that such deposition is a true record of
the testimony given by such witness.

I further certify that I am not related to
any of the parties to this action by blood or
marriage; and that I am in no way interested in the
outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set
my hand this 9th day of February, 2022.



ROBIN K. FERRILL, RPR